Docket No 56755 (70551)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Yamamoto, et al.

EXAMINER: Hassanzadeh, P.

U.S.S.N.:

10/007,127

ART UNIT: 1763

FILED:

December 3, 2001

CONFIRMATION: 5908

FOR:

PLASMA PROCESSING APPARATUS

Mail Stop 16 Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited via First Class Mail in an envelope addressed to Mail Stop 16, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 January 15, 2004.

By: Clein Mila

REQUEST FOR REFUND

(Due to Applicant's Error)

### I. REFUND REQUEST

This is a request for a refund with respect to check Number 712212 dated June 16, 2003 filed with the USPTO on October 15, 2003 for the above:

**X** application.

\_\_ patent.

(check the following, if desired, and supply copy of statement)

54. .

## II. FEES CHARGED FOR WHICH REFUND REQUESTED

0	fil	ing fee	AMOUNT OF REFUND REQUESTED
	su	archarge for filing the basic filing fee on a date late an the filing date of the application (37 CFR 1.16)	er e))
0	lat	rcharge for filing the oath or declaration on a date ter than the filing date of the application (37 CFR 16(e))	· 
	ex	tension of term	
	x	first month	\$110.00
		second month	
	0	third month	
		fourth month	
Ω	exc	cess claims	
0	pet	ition fee	
	pat	ent maintenance fee	
		first maintenance fee	
		second maintenance fee	
		third maintenance fee	
כ	pate	ent maintenance fee surcharge	
כ	Oth	er	
		priority document fee	
		designation fee per country (PCT)	
		TOTAL REFUND REQUESTED	\$110.00

### III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicants filed Amendment Transmittal including One-Month Extension of Time along with a check in the amount of \$110.00 with the United States Patent and Trademark Office on October 15, 2003 (copy enclosed). The transmittal inadvertently requests a One-Month Extension of Time. However, the Extension of Time was not necessary. Applicants are requesting a refund in the amount of \$110.00.

#### IV. MANNER OF REFUND

X

Please make refund by

crediting Account No. **04-1105** refunding payment.

Should you have any questions, please contact the undersigned attorney.

Respectfully submitted,

Lisa Swiszcz Hazzard. (Reg. 44,368)

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Customer No. 21874

429976

Attorney's Docket No:

P2001,0150

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Date: January 15, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No.

10/090,259

Confirmation No.:

4203

Inventor

Volker Tegeder et al.

Filed

March 4, 2002

TC/A.U.

2856

Examiner

Nashmiya Saqib Fayyaz

Customer No.:

24131

Hon. Commissioner for Patents Alexandria, VA 22313-1450

# REQUEST FOR REFUND

Sir:

One of counsel's staff members telephoned the Examiner on January 12, 2004 to inquire about the status of the application. Examiner Fayyaz stated in that telephone conversation that applicants' after final amendment submitted to the PTO on December 10, 2003, would not be entered of record in this application. Consequently, applicants filed an RCE on January 12, 2004 with the required filing fee of \$770.00 and a one-month extension fee of \$110.00.

However, Examiner Fayyaz telephoned counsel on January 14, 2004. She stated in that telephone conversation with Mr. Laurence Greenberg, the attorney of record, that she allowed the application as a result of applicants' after final amendment of December 10, 2003. Therefore, the RCE was not required.

In view of the foregoing, counsel respectfully requests that the amount of \$880.00) be credited to counsel's Deposit Account No. 12-1099 of Lerner and Greenberg, P.A.

Respectfully submitted,

January 15, 2004

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Revenue Accounting and Management

Name/Number: 10090259

Total Records Found: 5

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.		Fee Code	Fee Amount Mailroom Date	Payment Method
03/11/2002	00000136	<u>1</u>	<u>101</u>	\$740.00 03/04/2002	CC
03/11/2002	00000137	<u>1</u>	<u>103</u>	\$72.00 03/04/2002	CC
06/24/2002	00000186	<u>1</u>	<u>105</u>	\$130.00 06/18/2002	CC
01/21/2004	00000174	<u>1</u>	<u> 1801</u>	\$770.00 01/16/2004	CC
01/21/2004	00000175	<u>1</u>	1251	\$110.00 01/16/2004	CC